IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 1339 OF 2005
IN
WRIT PETITION NO.954 OF 2002

Freny Cawasjee Kharas & Anr. ...Petitioners
Vs.
Under Secretary to the Government
of India & Ors. ...Respondents

Mr. Cama for M/s. Bilawala & Co. for Petitioners
Mr. K.B. Rao absent

CORAM: H.L.GOKHALE &
S.P.KUKDAY,JJ.
DATED: 17TH JUNE, 2005

P.C.

. Heard Mr. Cama in support of this Petition. The Respondents to the Civil Application have been served and appearance of Mr. Rao has been shown. The Civil Application is filed to restore the Petition which came to be dismissed for non-prosecution on 13th January, 2005 by another Division Bench of this Court.

. It is stated in para five of the Civil Application that the Board of the Division Bench suddenly collapsed on that date and before the Advocates of the Applicants could reach the Court, the matter was already disposed of. We accept this submission. Civil Application granted in terms of prayer clause (a). Petition stand restored. The order of statusquo which was passed in the Petition will also stand restored.

(H.L.GOKHALE,J.)

(S.P.KUKDAY,J.)